

STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

STATE OF SOUTH CAROLINA )

-VS-

ANDREW BRUCKER

DEFENDANT )  
\_\_\_\_\_ )

**RULE 203 (B) (iv)**  
**WRITTEN EXPLANATION OF**  
**NO**  
**BASIS FOR APPEAL**

FILED  
HORRY COUNTY  
2015 JUN 22 AM 11:52  
MELANIE WARD  
CLERK  
HORRY COUNTY

RECEIVED  
JUN 23 2015

PERSONALLY appeared before me Kia Wilson, who being <sup>80 Court of Appeals</sup> sworn

deposes and says :

1. I represented the above named defendant before Roger E. Henderson on June 17, 2015 at

which time the defendant enter a guilty plea to his/her pending charges.

2. No issues of law or fact, were raised before the Judge at that time that could be the basis for an Appeal in this matter.

3. The defendant requested this appeal be filed based on the language used by the plea judge informing the client he has the right to appeal his guilty plea within ten (10) days.

4. I informed defendant that there were no issues to appeal.

5. Defendant requested the Appeal be filed.

CERTIFIED COPY  
2015 JUN 22 AM 11:55  
Melanie Ward  
CLERK OF COURT  
HORRY COUNTY

Sworn to and Subscribed before me  
22 day of June, 2015

Herald Baller  
Notary Public for South Carolina  
My Commission Expires March 18, 2017

Kia J. Wilson  
Signature of Attorney for Defendant  
Kia T. Wilson  
Print name of Attorney for Defendant

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry  
STATE VS.

INDICTMENT/CASE#: 2015GS2600436

Andrew Michael Brucker

A/W#: 2014A2620700880

AKA: \_\_\_\_\_

Date of Offense: 11/15/2014

Race: WHITE Sex: M Age: 20

S.C. Code: 16-13-0010(A)

DOB: \_\_\_\_\_ SS#: \_\_\_\_\_

CDR Code #: 3436

Address: \_\_\_\_\_

City, State Zip: \_\_\_\_\_

DL#: \_\_\_\_\_ SID#: \_\_\_\_\_

RECEIVED  
JUN 23 2015

SENTENCE SHEET

SC Court of Appeals

\*CDL Yes  No  CMV Yes  No  Hazmat Yes  No   
In disposition of the said indictment comes now the Defendant who was  CONVICTED OF or  PLEADS  
TO: Forgery / Forgery, value less than \$10,000 0-5yr

in violation of § 16-13-0010(A) of the S.C. Code of Laws, bearing CDR Code # 3436  
 NON-VIOLENT  VIOLENT  SERIOUS  MOST SERIOUS  Mandatory GPS(CSC  §17-25-45  
w/minor 1st or Lewd Act)

The charge is:  As Indicted,  Lesser Included Offense,  Defendant Waives Presentment to Grand Jury. (defendant's initials)  
The plea is:  Without Negotiations or Recommendation,  Negotiated Sentence,  Recommendation by the State.

ATTEST J. Grooms SCB79104 Andrew Michael Brucker 69441  
Grooms, J. Stephen SC Bar# Defendant Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the  State Department of Corrections,  County Detention Center,  
for a determinate term of \_\_\_\_\_ days/months/years or  under the Youthful Offender Act not to exceed 5 years  
and/or to pay a fine of \$ \_\_\_\_\_; provided that upon the service of \_\_\_\_\_ days/months/years and/or payment  
of \$ \_\_\_\_\_; plus costs and assessments as applicable\*; the balance is suspended with probation for \_\_\_\_\_

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of  
probation, which are incorporated by reference.

CONCURRENT or  CONSECUTIVE to sentence on:  
 The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied  
by the State Department of Corrections.  
 The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-13

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-13 (Criminal  
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION;  Deferred  Def. Waives Hearing  Ordered PTUP  
Total: \$ \_\_\_\_\_ plus 20% fee: \$ \_\_\_\_\_  
\_\_\_\_\_ days/hours Public Service Employment

Payment Terms:  Set by SCDPPS  
Obtain GED   
Attend Voc. Rehab. or Job Corp.

Recipient: \_\_\_\_\_  
May serve W/E beginning \_\_\_\_\_  
Substance Abuse Counseling

\*Fine: \_\_\_\_\_ \$  
§ 14-1-206 (Assessments 107.5%) \$  
§ 14-1-211(A)(1) (Conv. Surcharge) \$100 \$ 100.00

§ 14-1-211(A)(2) (DUI Surcharge) \$100 \$  
§ 56-5-2995 (DUI Assessment) \$12 \$  
§ 56-1-286 (DUI Breath Test) \$25 \$  
Proviso 47.9 (Public Def/Prob) \$500 \$

§ 14-1-212 (Law Enforce. Funding) \$25 \$ 25.00  
§ 14-1-213 (Drug Court Surcharge) \$150 \$  
§ 50-21-114(BUI Breath Test Fee) \$50 \$

§ 56-5-2942(J) (Vehicle Assessment) \$40/ea \$  
Proviso 90.5 (SCCJA Surcharge) \$5 \$ 5.00

3% to County (if paid in installments) \$ 3.90  
TOTAL \$ 133.90

Appointed PD or appointed other counsel,  
§ 47.12 requires \$500 be paid to Clerk  
during probation.

Presiding Judge \_\_\_\_\_  
Judge Code: \_\_\_\_\_  
Sentence Date: 6-18-15

Clerk of Court/ Deputy Clerk Melanie Huggins Wood  
Court Reporter: Natalie Dahl

FILED  
Horry County  
2015 JUN 18 PM 5:15  
CLERK OF COURT  
MELANIE HUGGINS WOOD

Fine may be pd. in equal, consecutive weekly/monthly  
pmts. of \$ 25.00 beginning 07/18/2020  
\$ \_\_\_\_\_ paid to Public Defender Fund Judge  
Other: plea accepted 6/17/15 Henderson  
ICR: Natalie Dahl

STATE OF SOUTH CAROLINA

IN THE COURT OF GENERAL SESSIONS

COUNTY OF Horry VS. Andrew Michael Brucker
AKA:
Race: WHITE Sex: M Age: 20
DOB: SS#:
Address:
City, State, Zip:
DL#: SID#:

INDICTMENT/CASE#: 2015GS2600441
A/W#: 2014A2620700922
Date of Offense: 9/22/2014
S.C. Code §: 16-13-0030(B)
CDR Code #: 3420

SENTENCE SHEET

\*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was CONVICTED OF or PLEADS
TO: Larceny / Grand Larceny, value more than \$2,000 but less than \$10,000 0-5 yr

in violation of § 16-13-0030(B) of the S.C. Code of Laws, bearing CDR Code # 3420
NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury.
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: J. Grooms SCB79104 Defendant K. Wilson 69441 Attorney for Defendant
Grooms, J. Stephen SC Bar# Wilson, K. Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of days/months/years or under the Youthful Offender Act not to exceed 5 years
and/or to pay a fine of \$; provided that upon the service of days/months/years and/or payment
of \$; plus costs and assessments as applicable\*; the balance is suspended with probation for

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of
probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on:
The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied
by the State Department of Corrections.
The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 25-13-10

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
Total: plus 20% fee: \$
Payment Terms:
Set by SCDPPPS

PTUP days/hours Public Service, Employment
Obtain GED
Attend Voc. Rehab. or Job Corp.
May serve W/E beginning
Substance Abuse Counseling
Random Drug/Alcohol testing
Fine may be pd. in equal, consecutive weekly/monthly
pmts. of \$ 25.00 beginning 07/18/15
\$ paid to Public Defender Fund Judge
Other: \* plea accepted 6/17/15 Henderson
CR: Natalie Nahi

Table with columns for description, amount, and total. Includes items like § 14-1-206 (Assessments 107.5%), § 14-1-211(A)(1) (Conv. Surcharge) \$100, § 14-1-211(A)(2) (DUI Surcharge) \$100, § 56-5-2995 (DUI Assessment) \$12, § 56-1-286 (DUI Breath Test) \$25, Proviso 47.9 (Public Def/Prob) \$500, § 14-1-212 (Law Enforce. Funding) \$25, § 14-1-213 (Drug Court Surcharge) \$150, § 50-21-114 (BUI Breath Test Fee) \$50, § 56-5-2942(J) (Vehicle Assessment) \$40/ea, Proviso 90.5 (SCCJA Surcharge) \$5, 3% to County (if paid in installments) \$3.90, TOTAL \$133.90

Clerk of Court/ Deputy Clerk: Melanie Huginshard
Court Reporter: Natalie Nahi

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.
Presiding Judge: [Signature]
Judge Code: 7254
Sentence Date: 6-19-15

FILED
2015 JUN 18 PM 5:05
CLERK OF COURT
MELANIE HUGINSHARD

WITNESSES

Justin Baker North Myrtle Beach Dept of Public Safety

Ck

DOCKET NO. 2015-GS-26-00436

The State of South Carolina

County of Horry

J. Stephen Grooms

14H05314

COURT OF GENERAL SESSIONS

JANUARY, 2015 TERM

FILED HORRY COUNTY 2015 JAN 27 AM 8:53

MELANIE HUGGINS-WARD CLERK OF COURT

DATE RECEIVED FROM GRAND JURY

ARREST WARRANT NUMBER

2014A2620700880  
CDR: 3436 16-13-0010(A)  
DOA: 11/20/2014

THE STATE

VS.

Andrew Michael Brucker  
W/ M

DOB:  
SSN:

ATTORNEY: Kia T. Wilson

ACTION OF GRAND JURY  
TRUE BILL

Bob Harris

Foreperson of Grand Jury  
Date: JAN 22 2015

VERDICT

Indictment for

Forgery / Forgery, value less than \$10,000

Jimmy A. Richardson, II, Solicitor

Melanie Huggins-Ward  
CLERK OF COURT  
HORRY COUNTY

2015 JUN 22 AM 11:56

CERTIFIED COPY

Foreperson of Petit Jury  
Date:

ORIGINAL

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF HORRY )


INDICTMENT

At a Court of General Sessions, convened on January 22, 2015, the Grand Jurors of Horry County present upon their oath:

**FORGERY**  
(VALUE LESS THAN \$10,000)  
CDR: 3436 16-13-0010(B)(2)

That Andrew Michael Brucker did in Horry County on or about November 15, 2014, with intent to defraud, falsely make, forge, or counterfeit, or cause or procure to be falsely made, forged or counterfeited, or utter and publish as true any false, forged or counterfeited writing or instrument of writing, or did willingly act or assist in any of the foregoing, where the amount of the forgery was less than ten thousand dollars, in violation of Section 16-13-0010(B)(2), S. C. Code of Laws, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.

  
JIMMY A. RICHARDSON, II  
FIFTEENTH CIRCUIT SOLICITOR  
CLERK OF COURT  
2015 JUN 18 PM 5:15  
FILED  
HORRY COUNTY  
COURT DATE  
GUILTY/TRIAL  
ME-ANNE HUSCHAS-WARD

WITNESSES

Joel Mcgartlin North Myrtle Beach Dept of Public Safety

DOCKET NO. 2015-GS-26-00441

CX

The State of South Carolina

County of Horry

FILED Horry County

2015 JAN 27 AM 8:53

MELANIE HUGGINS-WARD CLERK OF COURT

J. Stephen Grooms 15H00045

COURT OF GENERAL SESSIONS

DATE RECEIVED FROM

GRAND JURY

JANUARY, 2015 TERM

ARREST WARRANT NUMBER

2014A2620700922  
CDR: 3420 16-13-0030(B)  
DOA: 12/18/2014

THE STATE

VS.

Andrew Michael Brucker  
W/M

DOB:  
SSN:

ATTORNEY:

ACTION OF GRAND JURY  
TRUE BILL

Bob Harris

Foreperson of Grand Jury  
Date: JAN 22 2015

VERDICT

Indictment for

Larceny / Grand Larceny, value more than \$2,000 but less than \$10,000

Jimmy A. Richardson, II, Solicitor

Foreperson of Petit Jury  
Date:

ORIGINAL

CLERK OF COURT Horry County  
Melanie Huggins-Ward  
2015 JUN 22 AM 11:56  
CERTIFIED COPY

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF HORRY )

INDICTMENT

At a Court of General Sessions, convened on January 22, 2015, the Grand Jurors of Horry County present upon their oath:

(INCIDENT DATE 6/1/2010 AND AFTER)

GRAND LARCENY  
(VALUE OVER \$2000 BUT LESS THAN \$10,000)

CDR: 3420 16-13-0030(B)(1)

That Andrew Michael Brucker did in Horry County on or about September 22, 2014, take and carry away the personal goods of Robert Brucker, valued at more than two thousand (\$2000.00) dollars but less than ten thousand (\$10,000.00) dollars, described as follows: 14 kt yellow gold jewelry, and Morgan silver dollars, with the intent to deprive the owner permanently of such property and to convert the goods to his/her own use, in violation of Section 16-13-0030(B)(1), S. C. Code of Laws, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.



JIMMY A. RICHARDSON, II  
FIFTEENTH CIRCUIT SOLICITOR

HECARNIE HUGGINS-WARD  
CLERK OF COURT  
JURY DATE  
GUILTY/TRIAL

2015 JUN 18 PM 5:15

FILED  
HORRY COUNTY

ARREST WARRANT

2014A2620700880

STATE OF SOUTH CAROLINA

County/ Municipality of

North Myrtle Beach

THE STATE against

2014 DEC 10 PM 12:09  
MORRY COU.  
MFLANIE HUBB  
CLERK OF COURT

201428023

Andrew Michael Brucker

Address:

Phone: SSN:

Sex: M Race: W Height: 5 7 Weight: 151

DL State: SC DL #:

DOB: Agency ORI #: SC0260700

Prosecuting Agency: N. Myrtle Beach Police Department

Prosecuting Officer: Joel Mcgartlin - 0616

Offense: Forgery / Forgery, value less than \$10,000

Offense Code: 3436

Code/Ordinance Sec: 16-13-0010(A)

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant on

Andrew Michael Brucker  
11-20-2014

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions  
PO Box 677  
1301 2nd Avenue  
Conway, SC 29528

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

North Myrtle Beach

Personally appeared before me the affiant Joel Mcgartlin / Vant Abernethie who did within this county and state on or about 11/15/2014

State of South Carolina (or ordinance of County/ Municipality of North Myrtle Beach)

In the following particulars:

DESCRIPTION OF OFFENSE: Forgery / Forgery, value less than \$10,000

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

That on or about November 17, 2014, while within the City of North Myrtle Beach, the Defendant entered BB&T Bank on Main St and attempted to cash 2 checks made payable to himself drawn on the account of the Victim, his Father, for a total of \$1745.00. The Teller contacted the Victim by phone and learned that he had neither signed nor authorized the checks and that they had been taken without his permission by the Defendant who was living in the Victim's home.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

North Myrtle Beach

Affiant's Address 1015 Second Avenue S  
North Myrtle Beach, SC 29582  
Affiant's Telephone (843)280-5518

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that on or about 11/15/2014 defendant Andrew Michael Brucker

did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of North Myrtle Beach) as set forth below:

DESCRIPTION OF OFFENSE: Forgery / Forgery, value less than \$10,000.

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable Sworn to and subscribed before me on 11/20/2014

Signature of Issuing Judge

Blake A Martin (L.S.)

Judge Code: 6879

Judge's Address 1015 2nd Avenue South  
North Myrtle Beach, SC 29582-3107  
Judge's Telephone (843)280-5520

Issuing Court: Magistrate Municipal Circuit

ORIGINAL

ORIGINAL

ORIGINAL

AFFIDAVIT

ORIGINAL

Form Approved by S.C. Attorney General April 21, 2003 SCCA 518

2015 JUN 22 AM 11:56  
CERTIFIED COPY  
CLERK OF COURT  
MORRY COUNTY  
Released: [Signature]

ARREST WARRANT

2014A2620700922

STATE OF SOUTH CAROLINA

County/ Municipality of

North Myrtle Beach

THE STATE 201429750

against

Andrew Michael Brucker

Address:

Phone: SSN:

Sex: M Race: W Height: 5 7 Weight: 150

DL State: DL #:

DOB: Agency ORI #: SC0260700

Prosecuting Agency: N. Myrtle Beach Police Department

Prosecuting Officer: Joel Mcgartlin - 0616

Offense: Larceny / Grand Larceny, value more than \$2,000 but less than \$10,000

Offense Code: 3420

Code/Ordinance Sec: 16-13-0030(B)

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

The accused

is to be arrested and brought before me to be dealt with according to the law.

(L.S.)

Signature of Judge

Date:

RETURN

A copy of this arrest warrant was delivered to defendant Andrew Michael Brucker on 12-17-14

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

General Sessions PO Box 677 1301 2nd Avenue Conway, SC 29528

ORIGINAL

ORIGINAL

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

North Myrtle Beach

Personally appeared before me the affiant Joel Mcgartlin who

being duly sworn deposes and says that defendant Andrew Michael Brucker did within this county and state on or about 9/22/2014 violate the criminal laws of the

State of South Carolina (or ordinance of County/ Municipality of North Myrtle Beach)

in the following particulars:

DESCRIPTION OF OFFENSE: Larceny / Grand Larceny, value more than \$2,000 but less than \$10,000

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

That between September 22 and November 9, 2014, while within the City of North Myrtle Beach, the Defendant took approximately \$6,000.00 worth of jewelry from his parents while he was sharing a residence with them. He took the jewelry and sold it to a number of pawn shops and obtained \$1065.00 for the items. The Police investigated the case and along with the Victims made positive identification on some of the items. The Officer obtained copies of the signed pawn tickets which showed the Defendant as the one who sold the jewelry. He did not have the consent of the Victims to do so.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

North Myrtle Beach

Affiant's Address 1015 Second Avenue S

North Myrtle Beach, SC 29582

Affiant's Telephone (843)280-5518

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

It appearing from the above affidavit that there are reasonable grounds to believe that

on or about 9/22/2014 defendant Andrew Michael Brucker

did violate the criminal laws of the State of South Carolina (or ordinance of

County/ Municipality of North Myrtle Beach) as set forth below:

DESCRIPTION OF OFFENSE: Larceny / Grand Larceny, value more than \$2,000 but less than \$10,000

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable

Sworn to and subscribed before me on 12/17/2014

Judge's Address 1015 2nd Avenue South North Myrtle Beach, SC 29582-3107

Judge's Telephone (843)280-5520

Issuing Court: Magistrate Municipal Circuit

Judge Code: 6879

ORIGINAL

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Form Approved by S.C. Attorney General April 21, 2003 SCCA 516 ORIGINAL

AFFIDAVIT

CERTIFIED COPY

2015 JUN 22 AM 11:56

Handwritten notes and signatures

STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

CERTIFICATE OF REPRESENTATION  
(APPOINTING AS COUNSEL)

-VS-

ANDREW BRUCKER

KIA WILSON

DEFENDANT )

FILE NO: 26A14-00003984

FILED  
HORRY COUNTY  
2014 DEC 29 PM 2:56  
MELANIE H. WEST  
CLERK OF COURT

TO: Clerk of Court of General Sessions of the Fifteenth Judicial Circuit  
Office of the Solicitor  
Appointed Counsel  
Defendant

This certifies that the above captioned Defendant is eligible for the services of the Public Defender, such determination having been made on, 17th day of December, 2014, regarding the charge(s) of:

2014A2620700879 Forgery / Forgery, value less than \$10,000

2014A2620700880 Forgery / Forgery, value less than \$10,000

The Defendant's Counsel is **Kia Wilson**. The office of the Public Defender requests on the Defendant's behalf any and all evidence in the possession of you and or your agents pursuant to S.C. Criminal Practice Rule 5, and Brady v. Maryland 373 U.S. 83 (1963). The formal Motion for Discovery is attached.



CONWAY, SC

DATED: December 17, 2014

CORRIE E. WEST  
FIFTEENTH CIRCUIT  
PUBLIC DEFENDER

CERTIFIED COPY

2015 JUN 22 AM 11:08

STATE OF SOUTH CAROLINA )  
COUNTY OF HORRY )

IN THE COURT OF GENERAL SESSIONS  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )

**AMENDED**  
CERTIFICATE OF REPRESENTATION  
(APPOINTING AS COUNSEL)

-VS-

ANDREW BRUCKER

**KIA WILSON**

DEFENDANT )

FILE NO: 26A15-00000031

TO: Clerk of Court of General Sessions of the Fifteenth Judicial Circuit  
Office of the Solicitor  
Appointed Counsel  
Defendant

This certifies that the above captioned Defendant is eligible for the services of the Public Defender, such determination having been made on, 7th day of January, 2015, regarding the charge(s) of:

- 2014A2620602563 Forgery / Forgery, value less than \$10,000
- 2014A2620700922 Larceny / Grand Larceny, value more than \$2,000 but less than \$10,000

The Defendant's Counsel is **Kia Wilson**. The office of the Public Defender requests on the Defendant's behalf any and all evidence in the possession of you and or your agents pursuant to S.C. Criminal Practice Rule 5, and Brady v. Maryland 373 U.S. 383 (1963). The formal Motion for Discovery is attached.

CONWAY, SC

DATED: January 16, 2015

CORRIE E. WEST  
CLERK OF COURT  
FIFTEENTH JUDICIAL CIRCUIT  
PUBLIC DEFENDER

2015 JUN 22 AM 11:56

CERTIFIED COPY

2015 JAN 27 AM 10:06  
HORRY COUNTY  
CLERK OF COURT

STATE OF SOUTH CAROLINA)  
COUNTY OF HORRY )  
)

IN THE COURT OF GENERAL SESSION  
OF THE FIFTEENTH JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA)  
)

NOTICE AND MOTION FOR PRODUCTION  
OF SPECIFIC EVIDENCE AND  
DISCLOSURE OF WITNESSES

-VS- )  
)

**ANDREW M BRUCKER**

DEFENDANT )  
)

FILE NO: 26A14-00003984

TO: SOLICITOR FOR THE FIFTEENTH JUDICIAL CIRCUIT

YOU WILL PLEASE TAKE NOTICE that unless the prosecution responds to the Defendant's request for disclosure within 30 days, or within such time as may be ordered by the Court, Counsel for the Defendant will move this Court for an Order compelling that the State:

1. Make available for Defendant any and all written and oral statements by the Defendant which are, or may come to be, in the possession of the State.
2. Make available for purposes of inspection, and copying, any and all police reports relating to the investigation and circumstances surrounding the crime which the Defendant is charged with, including any and all statements taken from witnesses and the Defendant.
3. Make available to the Defendant all tangible objects obtained during the investigation of this case, including, but not limited to:
  - (a) All tangible objects obtained from the scene of the crime; and
  - (b) All tangible objects obtained from the State's witnesses in this case
  - (c) All tangible objects the State intends to introduce into evidence at Trial which are relevant to the offense charged.
4. Make available any witnesses known to the State who have knowledge of facts which might be favorable to the Defendant.
5. Make available any promises made or actions taken by the State which caused or might have caused any witnesses for the State to testify on behalf of the State.
6. Make available any inconsistent statements made by witnesses for the State or any statements made by witnesses for the State which tend to exculpate the Defendants or to negate participation by the Defendants in the alleged crime.
7. Make available to the Defendant all results of laboratory tests, scientific tests, or physical examinations conducted in connection with this case, including but not limited to:
  - (a) Analysis of handwriting
  - (b) Photographs secured of the scene of the crime
  - (c) Comparison of fingerprints
8. Make available any facts which tend to exculpate the Defendant.

FILED  
CLERK OF COURT

2014 DEC 29 PM 2:56

FILED  
HORRY COVA

CLERK OF COURT  
HORRY COUNTY

2015 JUN 27 10:51 AM

CERTIFIED COPY

9. Make available any and all scientific or medical, psychiatric, legal or other information, reports or records which might tend to reflect on the credibility or competence of any of prospective witnesses for the State.

10. Make available to the Defendant the names and addresses of all persons who have knowledge of this case or who have been interviewed by the investigating officers in connection with this case.

11. Make available to the Defendant, the SLED, FBI, and local arrest and conviction records of all persons, including the Defendant, named in connection with this proceeding.

12. Make any chemist, analyst, and all persons within the chain of custody appear in Court for the purpose of personally testifying. Attorney for the Defense thus objects to the introduction of any chemist's or analyst's report pursuant to Rule 6, S.C. Rules of Criminal Procedure.

13. Make available to the Defendant all video and audio recordings and/or notarized affidavits made pursuant to South Carolina Code § 56-5-2953 including but not limited to:

- (a) Police and booking reports;
- (b) Police logs;
- (c) Alcohol influence reports;
- (d) Accident reports
- (e) Reports dealing with defendant's refusal to submit to testing;
- (f) Notes taken from any recording by Law Enforcement regarding conversations with potential prosecution witnesses
- (g) Any notes taken by Law Enforcement with regards to this case which the officer intends to rely on, or make us of, at trial.
- (h) The names of the officers or other witnesses who were with the Defendant within one hour of the arrest who had the opportunity to observe the appearance and behavior of the Defendant, to include the identity of any officer present at the scene of arrest.
- (i) The time and place where the Defendant was given the Miranda warning and the name of the officer who advised him/her of the same.
- (j) Any reports made by any laboratory or hospital concerning any examination made of any physical (urine, blood, etc.), photographic, or written evidence related to the Defendant's case.
- (k) The records of analysis and the results of any chemical, urine, or breathalyzer tests administered to the Defendant.

14. Make available to the Defendant following information regarding the person(s) who administered the Defendant's chemical/breathalyzer tests:

- (a) The person's name and the name of his/her employer;
- (b) The date of his/her original certification to give chemical/breathalyzer tests and the grade he/she received on the exam;
- (c) The date of his/her most recent certification to give said tests; And his/her compliance with statutes and regulations providing for standards of training for persons administering such tests.

15. If the Defendant's blood alcohol concentration was determined on the basis of a test involving the use of any machine, provide the following information:

- (a) The type of machine used and the make, model, and serial number of particular machine;

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- (b) The manufacturer and the date of manufacture of the machine;
- (c) The owner's manual and the instruction manual;
- (d) The software program used in said machine;
- (e) The date of purchase by the agency owning the machine;
- (f) The location of machine;
- (g) The number of prior tests conducted on the machine;
- (h) All maintenance information for the last two years, including all repairs done and all calibrations made on the machine;
- (i) The results of all tests performed in the thirty (30) days prior to the date of the Defendant's arrests, including any tests in which the machine malfunctioned;
- (j) Any checklist to be used by the operator of the machine, either before, during, or after the admission of a test.

This information is requested pursuant to Rule 5 of the South Carolina Rules of Criminal Procedure. This information is further requested pursuant to Brady vs Maryland, 373 U.S. 383, 10 L. Ed. 2d 215, 83 S. Ct. 1194 (1963), U.S. vs Agurs, 427 U.S. 97, 49 L Ed 2nd 342, 96 S. Ct. 2392 1976, State vs Mixon 274 S.E. 2nd 406 (1981), City of Rock Hill vs Suchenski, 374 S.C. 12, 646 S.E.2d 879 (2007). Further this information is requested on the grounds that it is essential to insure the Defendant's right to a fair trial, right to confrontation of witnesses, the right to effective Counsel and due process of law guaranteed by the South Carolina Constitution, and the United States Constitution.

WHEREFORE, Defendant prays:

- (a) That the Solicitor be Ordered to produce all information described herein and allow the Defendant the right to examine, inspect, copy and photograph, such materials and information at a specific time and place to be fixed by the Court.
- (b) That the information be provided no later than 30 days from the date of this request, as reflected by the Clerk of Court's time-stamp appearing on the face of this Document.
- (c) That the Court enter an Order requiring the Solicitor's Office to make continuing disclosure of all matters requested herein up to and during the Trial of the Charges against the Defendant.

RESPECTFULLY SUBMITTED

ORRIE E. WEST  
FIFTEENTH CIRCUIT  
PUBLIC DEFENDER

DATED: December 17, 2014  
CONWAY, SOUTH CAROLINA

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 HORRY COUNTY

State of South Carolina  
Office of the Solicitor  
Fifteenth Judicial Circuit

Scott R. Hixson  
Chief Deputy Solicitor

1301 2<sup>nd</sup> Avenue  
P.O. Drawer 1276  
Conway, SC 29528  
Phone: (843) 915-5460  
Fax: (843) 915-6461



Alicia A. Richardson  
Deputy Solicitor

401 Cleland Street  
P.O. Box 1688  
Georgetown, SC 29442  
Phone: (843) 545-3169  
Fax: (843) 545-3268

JIMMY A. RICHARDSON, II  
Solicitor

DISMISSAL/NOLLE PROSSE FORM

**TO:** Horry County Clerk of Court

**FROM:** J. Stephen Grooms, Senior Assistant Solicitor

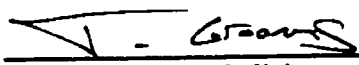
**DATE:** June 16, 2015

**RE:** STATE OF SC VS. ANDREW MICHAEL BRUCKER  
CASE NO: 14H05433

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 Horry County

PLEASE BE ADVISED THAT THE CHARGE(S) LISTED BELOW HAVE BEEN DISMISSED OR NOLLE PROSSED (PLEASE PLACE X IN APPROPRIATE COLUMN).

Warrant #	Charge	Indict #	T/B Date	D/M	N/P	DOA
2014A2620602563	Forgery / Forgery	2015GS2600744	2/26/2015		X	12/7/2014

  
 Assistant Solicitor

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